

Cindy L. Nugent-Davi
5749 Arrow Tree Street
Las Vegas, NV. 89130
In Proper Person

✓ FILED RECEIVED
ENTERED SERVED ON
COMMUNICATIONS SECTION

2010 MAR 15 P 12:32

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

CLARK COUNTY DISTRICT COURT
DISTRICT OF NEVADA

CINDY L. NUGENT-DAVI

BY _____ DEPUTY
Case No.

Plaintiff,

VS.

2:09-cv-01921-LRH-PAL

CLARK COUNTY, a County existing under the
laws of the State of Nevada;; THE LAS VEGAS
METROPOLITAN POLICE DEPARTMENT
DOE OFFICERS I through X,
individually, and in their official capacity;
DOES XI through XX, inclusive

**MOTION OF ACTUAL NOTARIZED
AFFIDAVIT**

Defendant(s),

Representing the Defendant(s) of
Las Vegas Metropolitan Police Department

ARE: FOX ROTHSCHILD, LLP.
Attorney: Lisa J. Zastrow
Attorney: Lyssa S. Anderson
3800 Howard Hughes Parkway
5TH Floor
Las Vegas, NV. 89169

And Representing now the Defendant(s) of
Clark County

ARE: DAVID ROGER
District Attorney
CIVIL DIVISION
By: Stephanie A. Barker
Chief Deputy District Attorney
500 South Grand Central Pkwy.
P. O. Box 552215
Las Vegas, Nevada 89155-2215

MOTION ON ACTUAL NOTARIZED AFFIDAVIT

Plaintiff, Cindy L. Nugent-Davi, In Proper Person, puts forth the "actual, notarized"

Affidavit of Denise Purificato, Sister of Plaintiff, with copy of it's envelope, as received by Certified U.S Mail on late afternoon of 3/11/2010, attached hereto as **Exhibits #1 and #2**. A "unsigned copy" was submitted on 3/2/2010 in Plaintiff's "In Support Of..." Motion as Exhibits #31 through #34. As mention within that Motion, that Plaintiff was unable to obtain the "signed notarized" at time, due to weather conditions and Unavoidable U.S Postal Service delays/problems and that it would be submitted to the court as soon as it was received by Plaintiff. Requesting that the "notarized" Affidavit be accepted due to the facts that were set forth previously, attached hereto, under Local Rule 56-1.

DATED this 15th day of March, 2010

CINDY L. NUGENT-DAVI



CINDY L. NUGENT-DAVI, PLAINTIFF,
In Proper Person
5749 Arrow Tree St.
Las Vegas, NV. 89130-7278
Phone #702-502-0474

CERTIFICATE OF MAILING

Pursuant to FRCP 5(b), I hereby certify that service of the foregoing

MOTION OF ACTUAL NOTARIZED AFFIDAVIT was made this date by depositing a true copy of the same for mailing at Las Vegas, Nevada, addressed to Defendant(s) Counsel(s):

FOX ROTHSCHILD, LLP.
Attorney: Lisa J. Zastrow
Attorney: Lyssa S. Anderson
3800 Howard Hughes Parkway
5TH Floor
Las Vegas, NV. 89169

DAVID ROGER
District Attorney
CIVIL DIVISION
By: Stephanie A. Barker
Chief Deputy District Attorney
500 South Grand Central Pkwy.
P.O. Box 552215
Las Vegas, Nevada 89155-2215

DATED: this 15th of March, 2010.

CINDY L. NUGENT-DAVI

A handwritten signature in black ink, appearing to read "Cindy L. Nugent-Davi", written over a horizontal line.

Cindy L. Nugent-Davi, PLAINTIFF,
In Proper Person

Exhibit

#1

Denise Purificato
2710 Maxwell Street.
Philadelphia, Pa. 19136-1017
Telephone (215) 677-0586

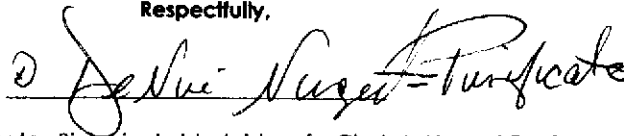
RE: ON The Facts That I Was Never PERSONALLY CONTACTED ABOUT MY SISTER'S WHEREABOUTS, CONDITION OR ANYTHING, DURING OCTOBER 11, 2007 TO OCTOBER 12, 2007, WHILE SHE WAS WITHIN THE CONFINES BY "AUTHORITIES" LISTED WITHIN KNOWN OR UNKNOWN.

AFFIDAVIT

I, Denise Purificato, a Citizen of the United States of America, Biological Sister of Cindy L. Nugent-Davi, Do hereby swear all statements submitted within this Notarized Affidavit to be true and correct to the best Of my knowledge...

1. **FACT:** I, Denise Purificato am the biological oldest sister of Cindy L. Nugent-Davi.
2. **FACT:** I, Denise, have very often been listed as "Cindy's Emergency Contact" for school, jobs, Hospitals, and any other matters needing an "Emergency Contact" listed. I am 'generally a stay at home mom' and easy to reach.
3. **FACT:** On the dates of October 11, 2007 and October 12, 2007, I was never informed or contacted by Any of the following: Law Enforcement-Officers or Officials of Nevada, any Jails and / or their Staff or Staffs' Superiors in Nevada, any UMC Hospital-Employees, Staff, Specialists, Dr. s', Nurses, Billing, etc. None in and/or from the State of Nevada. No Internal Affairs Investigators, nor Prisoner Health Insurance Employees, Representatives, nor any persons involved with the "brutal beating" and events that followed On those days I referred to, pertaining to my sister, Cindy L. Nugent-Davi.
4. **FACT:** No 'One from Las Vegas Metropolitan Police Department called/spoke to me.
5. **FACT:** No 'one from UMC Hospital called me, Not Dr.'s, Nurses, and/or Staff, or non-staff members.
6. **FACT:** 'I was never informed as to the whereabouts, condition, well-being, events that took place, Surgeries, especially the 'high risk' surgeries that were done to my sister, her arrest, being put in "jail,, my sister dying and being revived, I was never called/ or asked if my sister had any allergies, to/or on any medications./or any past medical history, no 'One even contacted me for any medical permission for UMC to do what the did to my sister at UMC. **no "One" CALLED/SPOKE to me about Cindy"**
7. **FACT:** The first time I heard about "any this" was when my sister was in a cab, after leaving the hospital, and getting her dog and on her way home, via her cell phone around 12 noon-1pm on October 12, 2007. She had told me she had bin given her cell phone back with her 'bag of belongings' by Internal Affairs At UMC Hospital. Apparently her **"FIRST" and ONLY"** phone call she was able to make' since being taken from her home on October 11, 2007 by Las Vegas Metropolitan Police Department.
8. **FACT:** I, Denise, was never even contacted while/or after she was released from the UMC Hospital by any' of the Defendants in this case.
9. **FACT:** My name 'Denise' is on the UMC Hospital Records, as well as my telephone number, as the **"Emergency Contact"**, that **"no contact"** was made with'!
10. **FACT:** I was never contacted as to the arrest and incarceration and so forth.
11. **FACT:** When I was able to look over some the medical records that Cindy was able to get in April 2009, I was 'upset' that the UMC Hospital had my name and telephone number as her **"EMERGENCY CONTACT"** in her records, and that they were to contact that person for permission to treat/ prescribe medications when someone like her at the time was unable to answer/understand/sign/allow treatment from the hospital, Hospitals are not just allowed to do things to you when your not in your full state of mind, They must **CONTACT** the **'EMERGENCY CONTACT'/FAMILY MEMBER** due to all the **'HIPA'** laws.

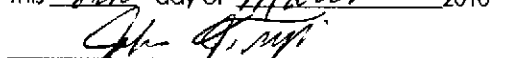
Respectfully,



Denise Purificato, Biological oldest sister of Cindy L. Nugent-Davi

SUBSCRIBED AND SWORN BEFORE ME

This 8th day of March 2010


NOTARY PUBLIC in and for said County and State
My Commission Expires: 08-12-2010

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
John J. Tryon, Notary Public
Bensalem Twp., Bucks County
My Commission Expires Aug. 12, 2010
Member, Pennsylvania Association of Notaries

Exhibit
#2

2710 Maxwell St
Phila PA 19136



Purificato
2710 Maxwell St
Philadelphia, PA 19136



U.S. POSTAGE
PAID
PHILADELPHIA, PA
19154
MAR 08, 10
AMOUNT

\$5.54

89130

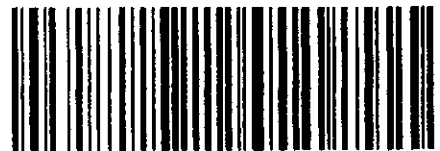
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Ms. Cindy L. Sugest-Dave
5749 Arrow Tree Street
LAS VEGAS, NV. 89130-7278

LR
3-15-10

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

CERTIFIED MAIL™



7009 0820 0001 8017 5907

89130087278

